

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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UNITED STATES OF AMERICA )

v. )

ANDREY BUYNOVSKIY )

Criminal Action No.: 02-30043-MAP  
U.S. DISTRICT COURT  
DISTRICT OF MASS.

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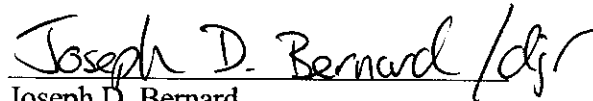
**MOTION FOR TRANSCRIPTS OF UNITED STATES v. HENRY LEE—03-30043-MAP  
AND MOTION FOR FUNDS FOR TRANSCRIPTS**

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Now comes the Defendant, Andrey Buynovski, and moves this Honorable Court to provide him with the entire transcript in the trial of United States v. Henry Lee—03-30043-MAP, which took place from on or about January 7, 2005 through January 13, 2005.

Additionally, the Defendant respectfully moves this Honorable Court to authorize payment in order that he may pay for the transcripts so requested above. In support, the Defendant has attached an affidavit to the following motion.

Respectfully Submitted,  
Andrey Buynovski  
By His Attorney:



Joseph D. Bernard  
The Law Offices of Joseph D. Bernard, P.C.  
73 State Street, Suite 301  
Springfield, MA 01103  
(413) 731-9995  
BBO#: 557986

Date: January 12, 2005

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA           )  
  )  
v.    ) Criminal Action No.: 02-30043-MAP  
  )  
ANDREY BUYNOVSKIY                    )

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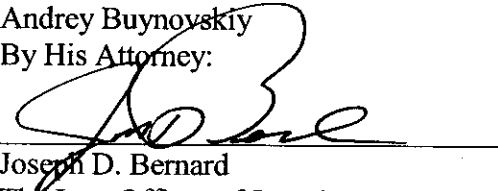
AFFIDAVIT IN SUPPORT OF MOTION FOR TRANSCRIPTS AND MOTION FOR  
FUNDS FOR TRANSCRIPTS

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Under oath I depose and state:

1. I, Joseph D. Bernard, am the attorney of record for the above-mentioned Defendant, Andrey Buynovskiy.
2. Upon information and belief the government intends to offer into evidence one Carlos Ortiz, an informant, as part of their case-in-chief.
3. Upon information and belief Mr. Ortiz testified in the matter of United States v. Henry Lee—03-30043-MAP, in a similar capacity as an informant. Mr. Ortiz' testimony regarding his background as an informant is a central issue in Mr. Buynovskiy's defense. Upon information and belief, the transcripts of United States v. Lee would provide defense counsel with the appropriate information and ensure that the Defendant receives an effective defense.
4. Additionally, I was appointed counsel in the above-mentioned matter. Upon information and belief the Defendant is indigent and has no monies available to pay for the transcripts. Upon information and belief the transcript is necessary for the effective representation so as to not subject the Defendant to a disadvantage in preparing and presenting his case.

Respectfully Submitted,  
Andrey Buynovskiy  
By His Attorney:

  
\_\_\_\_\_  
Joseph D. Bernard  
The Law Offices of Joseph D. Bernard, P.C.  
73 State Street, Suite 301  
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**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

**UNITED STATES OF AMERICA**                    )  
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**ANDREY BUYNOSKIY**                            )

**) Criminal Action No.: 02-30043-MAP**

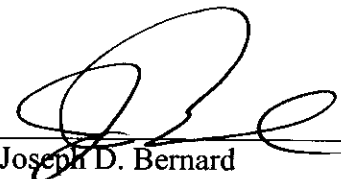
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**CERTIFICATE OF SERVICE**

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I hereby certify that I served a copy of the foregoing Motion, by Hand Delivery, this 12<sup>th</sup> day of January, 2005 on:

Assistant United States Attorney  
Kevin O' Reagan  
U.S. Attorney's Office  
1550 Main Street, Room 310  
Springfield, MA 01103

  
\_\_\_\_\_  
Joseph D. Bernard  
The Law Offices of Joseph D. Bernard, P.C.  
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